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5 Attorney for Defendant

6 **UNITED STATES DISTRICT COURT**
7 **DISTRICT OF NEVADA**

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9 UNITED STATES OF AMERICA,

10 Plaintiff,

11 vs.

12 ELIZABETH TRINH, *et al.*,

13 Defendants.

Case No. 2:17-cr-00287-JCM-VCF

STIPULATION TO CONTINUE
SENTENCING
(First Request)

14 IT IS HEREBY STIPULATED AND AGREED by and between the United States
15 of America, through Eric Schmale, Esq. and Thomas Flynn, Esq., Assistant United
16 States Attorneys, together with Daniel Hill, Esq., counsel for defendant Elizabeth Trinh,
17 that the sentencing hearing currently scheduled for April 10, 2019 at 10:30 a.m. be
18 vacated and set to a date and time convenient to this Court, but no sooner than 30 days
19 from the current sentencing date. The government respectfully requests that sentencing
20 not be scheduled on May 13, 2019 due to a conflict.

21 This stipulation is entered into for the following reasons:

- 22 1. The Defendant is out of custody and does not object to the continuance.
23 2. The Defendant needs additional time to prepare for Defendant's sentencing
24

1 hearing.

2 3. The parties agree to the continuance.

3 4. Additionally, denial of this request for continuance could result in a
4 miscarriage of justice.

5 5. The additional time requested by this Stipulation is made in good faith and
6 not for purposes of delay.

7 This is the first request for a continuance of the sentencing hearing.

8 DATED this 27th day of February 2019.

9 */s/ Daniel Hill*

10 _____
Daniel Hill, Esq.
Counsel for Clifton Newman

11 */s/ Eric Schmale*

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Eric Schmale, Esq.
Counsel for the United States

13 */s/ Thomas Flynn*

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Thomas Flynn, Esq.
Counsel for the United States

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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

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UNITED STATES OF AMERICA,

2:17-cr-00287-JCM-VCF

Plaintiff,

ORDER

vs.

ELIZABETH TRINH, *et al.*,

Defendants.

The ends of justice served by granting the foregoing continuance outweigh the best interest of the public and the Defendant in a speedy sentencing because denying the continuance would be likely to result in a miscarriage of justice, and would deny the Defendant herein sufficient time and the opportunity within which to be able to effectively and thoroughly prepare for sentencing, taking into account the exercise of due diligence.

IT IS THEREFORE ORDERED that sentencing in the above-captioned matter currently scheduled for April 10, 2019 at 10:30 a.m., be vacated and continued to May 15, 2019 at 10:00 a.m..

DATED March 1, 2019



THE HONORABLE JAMES C. MAHAN
U.S. DISTRICT COURT JUDGE